



CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY NEWS RELEASE

Department of Toxic Substances Control

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Consent Order Resolves Crosby & Overton Manifest Violations

BERKELEY – In an ongoing effort to protect the public and the environment from risks associated with illegal transporting of hazardous waste, and to ensure compliance with California Hazardous Waste Manifest regulations the Department of Toxic Substance Control (DTSC) announced issuance of a \$44,500 Consent Order that resolves hazardous waste violations revealed during inspections at Crosby and Overton's facility located at 8430 Amelia Street in Oakland.

The inspection revealed that Crosby and Overton had falsified 418 California manifests and represented itself on the forms as a registered transporter, despite an expired state registration.

California manifests are used by companies to identify waste type, report how much hazardous waste is transported, when shipments take place, as well as what companies handle the shipment, and are a critical tool used in tracking hazardous waste shipments from point of origin to final destination.

Although the company never used the manifests to ship hazardous waste, Crosby & Overton violated California regulations by claiming it was a registered hazardous waste hauler by signing the 418 manifests. Their state hauler registration had expired in 2003.

"To ensure safe movement of hazardous waste, all transporters must have current registration and insurance and generators, transporters and disposal facilities must use the California manifest," said Gorsen. "Manifests enable regulators to monitor waste shipments on California roads and highways," Gorsen added.

Under the terms of the Consent Order, Crosby and Overton shall not transport hazardous waste or sign a uniform hazardous waste manifest as a transporter or conduct business as a registered transporter unless the firm obtains a valid registration from the DTSC.

Crosby & Overton is required to pay a total fine of \$44,500, of which \$12,018 is an administrative penalty; \$9,122 to reimburse costs incurred by DTSC; \$8,360 for a manifest correction fee for the 418 falsified manifests; \$10,000 for a supplemental environmental project to fund programs within Cal/EPA's Education and Environment Initiative for students K-12; and a \$5,000 credit when company employees complete California Compliance School.

In 2004 Crosby & Overton voluntarily withdrew the company's pending renewal application as a registered transporter of hazardous waste in California. The company has also stopped signing any manifests regarding shipments of hazardous waste from the Oakland facility.

A copy of the Order is available on the DTSC website at www.dtsc.ca.gov.

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The Department of Toxic Substances Control is a department of the California Environmental Protection Agency. DTSC's mission is to restore, protect, and enhance the environment and ensure public health, environmental quality and economic vitality by regulating hazardous waste, conducting and overseeing cleanups, and developing and promoting pollution prevention.